IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO.1763 OF 2003
IN
SUIT NO.1015 OF 2001

The Board of Trustees of the
Port of Mumbai ..Plaintiffs
Vs.
M/s.Solid Plasto Chem Pvt.
Ltd. and others ..Defendants

...

Mr.F.Dubash i/b M/s.Mulla & Mulla & Craigie Blunt & Caroe for Plaintiffs
Ms.N.Solanki i/b Kiran Jain & Co.for Defendants

...

CORAM : S.U.KAMDAR,J.
DATE : JANUARY 11,2005

P.C.:

1. The present Chamber Summons is taken out for inspection of the original documents which are referred to and relied upon by the plaintiff in the suit. The plaintiff states that at present the file is not traceable. In view thereof, the plaintiff is given eight weeks time to trace out the file and give the inspection of the documents to the defendants. In an event, failure on the part of the plaintiff to trace out the file and give inspection thereof, the plaintiff will not be entitled to rely upon those documents at the trial of the suit save and except by way of secondary evidence as contemplated under the Evidence Act. Chamber Summons is disposed of accordingly. No order as to costs.

[S.U.KAMDAR,J.]